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12/16/03



ATTORNEY DOCKET NO. RTI 143 /1915-13879US01

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

In the Application of:

Buskirk, et al.

Serial No.: 09/942,537

Filed: August 29, 2001

For: "Soft and Calcified Tissue  
Implants"

Group Art Unit: 3738

Examiner: Alvin J. Stewart

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Arlington, VA 22313-1450, on this date:

December 2, 2003

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RESPONSE TO RESTRICTION UNDER 35 U.S.C. §121  
AND PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. BOX 1450  
Arlington, VA 22313-1450

Sir:

Responsive to the Official Communication of 09/08/03 in which the Patent Office imposed a restriction under 35 U.S.C. § 121, and for which a response was due 10/08/03, now extended two (2) months to December 8, 2003, the Applicants hereby elect to prosecute the invention of Group II, claims 6-35 and 64-74, drawn to an implant. In addition, the Applicants elect, with traverse, to prosecute the species of Figures 1B-1E.

Please also enter the amendments to the specification and claims as provided herein.

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TECHNOLOGY CENTER R3700